

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

R & P SEAFOOD/SHELLFISH, INC., and,
FOUR SEAS, INC.

Plaintiffs,

v.

CIVIL ACTION NO. 05-cv-10420-MLW

KENNEBUNK SAVINGS BANK,

Defendant.

**STIPULATION OF VOLUNTARY DISMISSAL PURSUANT
TO FED.R.CIV.P. 41(a)(1)**

Plaintiffs, R & P Seafood/Shellfish, Inc. and Four Seas, Inc., and defendant, Kennebunk Savings Bank ("KSB"), stipulate to the dismissal of Count III and Count IV of the plaintiffs' Complaint with prejudice. Plaintiffs continue to pursue the remaining counts in the Complaint.

Dated at Peabody, Massachusetts, this 12th day of May, 2006.

FOR THE PLAINTIFFS,
R & P SEAFOOD/SHELLFISH, INC. and
FOUR SEAS, INC.,

/s/ Marc D. Kornitsky

Marc D. Kornitsky, Esq.
Antico, Barrett, Burke & Kornitsky LLP
One Essex Green Drive
Peabody, MA 01960
(978) 532-5140
BBO#564552

FOR THE DEFENDANT,
KENNEBUNK SAVINGS BANK,

/s/ Lisa Bendetson

Lisa Bendetson, Esq.
Thompson & Bowie LLP
Three Canal Plaza
P.O. Box 4630
Portland, ME 04112-4630
BBO# 567069